

# SENATE BILL 16

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EMERGENCY BILL

2lr4560  
CF 2lr4577

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By: **Senator Pipkin**

Introduced and read first time: October 17, 2011

Assigned to: Rules

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## A BILL ENTITLED

1 AN ACT concerning

2 **Department of the Environment – Rubble Landfills – Location**

3 FOR the purpose of prohibiting the Secretary of the Environment from issuing a  
4 certain permit to construct or operate a rubble landfill within a certain distance  
5 of a certain creek in Kent County; making this Act an emergency measure; and  
6 generally relating to rubble landfills in Kent County.

7 BY repealing and reenacting, without amendments,  
8 Article – Environment  
9 Section 9–204(a)  
10 Annotated Code of Maryland  
11 (2007 Replacement Volume and 2011 Supplement)

12 BY repealing and reenacting, with amendments,  
13 Article – Environment  
14 Section 9–204(m)  
15 Annotated Code of Maryland  
16 (2007 Replacement Volume and 2011 Supplement)

17 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
18 MARYLAND, That the Laws of Maryland read as follows:

19 **Article – Environment**

20 9–204.

21 (a) This section applies to any water supply system, sewerage system, refuse  
22 disposal system that is for public use, or any refuse disposal system that is a solid  
23 waste acceptance facility as defined in § 9–501(n) of this title if the solid waste  
24 acceptance facility is installed, altered, or extended after July 1, 1988.

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1           (m)   **(1)**   The Secretary may not issue any permit under this section to  
2 construct or operate a landfill within 4 miles of Unicorn Lake in Queen Anne's County,  
3 within 1 mile of the Piscataway Creek, a Piscataway Creek tributary, or the  
4 Mattawoman Creek, or within 1 mile of any other tributary in Prince George's County  
5 that flows directly or indirectly into the Potomac River.

6                   **(2)   THE SECRETARY MAY NOT ISSUE ANY PERMIT UNDER THIS**  
7 **SECTION TO CONSTRUCT OR OPERATE A RUBBLE LANDFILL WITHIN 2.5 MILES**  
8 **OF JACOBS CREEK IN KENT COUNTY.**

9           SECTION 2. AND BE IT FURTHER ENACTED, That this Act is an emergency  
10 measure, is necessary for the immediate preservation of the public health or safety,  
11 has been passed by a yea and nay vote supported by three-fifths of all the members  
12 elected to each of the two Houses of the General Assembly, and shall take effect from  
13 the date it is enacted.